IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

WP(C).No. 35167 of 2007(J)

PETITIONER:

V. SELVARAJ, SON OF M.WILSON,
AGED 54, ARUN NIVAS, THADATHIKULAM,
KANJIRAMKULAM P.O., THIRUVANANTHAPURAM.

BY ADV. SRI.N.RATHEESH
SMT.SUMA RATHEESH
SRI.RENI KOMATH BHASKARAN

RESPONDENTS:
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1. **THE STATE OF KERALA,**
   REPRESENTED BY THE SECRETARY, HOME AFFAIRS,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. **THE DIRECTOR GENERAL OF POLICE,**
   POLICE HEAD QUARTERS, THIRUVANANTHAPURAM.

3. **THE INSPECTOR GENERAL OF POLICE,**
   ARMED POLICE BNS & TP, THIRUVANANTHAPURAM.

4. **THE COMMANDANT,**
   STATE RAPID ACTION FORCE, PANDIKKAD,
   MALAPPURAM DISTRICT.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/12/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI,J.

W.P (C) No. 35167 of 2007

Dated this the 13th December, 2007

J U D G M E N T

The petitioner is working as Armed Police Inspector, and is presently stationed at Pandikkad in Malappuram District. The petitioner is due to retire on superannuation on 30.11.2008. Due to personal reasons, he desires a posting at Trivandrum, his native District. It was granted under Exhibit-P3 dated 6.11.2007. But the same was directed to be kept in abeyance under Exhibit-P4 order. Petitioner challenges Exhibit-P4.

On instruction, learned Government Pleader submits that though the petitioner is transferred to Trivandrum it was realised that there was a senior hand and accordingly the said person was posted against the then existing vacancy. Petitioner's claim has not been rejected, in fact, it is only to kept in abeyance. The petitioner will be considered against the next arising vacancy. Submission by the learned Government Pleader, that the petitioner will be considered for a posting in Trivandrum district and accommodated in the next arising vacancy, is recorded.

After having heard the learned counsel for the petitioner and the learned Government Pleader, this writ petition is disposed of directing the 2nd respondent to consider the petitioner for a posting in Trivandrum district in the next arising vacancy. Needful shall be done, within a period of four weeks from the date of receipt of a copy of this judgment. Petitioner shall produce a copy of this judgment along with a copy of the writ petition before the 2nd respondent, for compliance.

(V.GIRI, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007